



General Assembly

February Session, 2014

***Raised Bill No. 353***

LCO No. 1908



Referred to Committee on ENERGY AND TECHNOLOGY

Introduced by:  
(ET)

***AN ACT CONCERNING THE DEVELOPMENT OF CLASS I  
RENEWABLE ENERGY SOURCE PROJECTS.***

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Section 16-244v of the 2014 supplement to the general  
2 statutes is repealed and the following is substituted in lieu thereof  
3 (*Effective from passage*):

4 (a) Notwithstanding subsection (a) of section 16-244e, an electric  
5 distribution company, or owner or private third-party developer of  
6 generation projects that emit no pollutants, may submit a proposal to  
7 the Department of Energy and Environmental Protection to build, own  
8 or operate one or more generation facilities up to an aggregate of  
9 [thirty] one hundred megawatts using Class I renewable energy  
10 sources as defined in section 16-1 from July 1, [2011] 2014, to July 1,  
11 [2013] 2016. Each generation facility shall be equal to or greater than  
12 one megawatt but not more than [five] twenty megawatts. Each  
13 electric distribution company may enter into joint ownership  
14 agreements, partnerships or other agreements with [private developers  
15 to carry out the provisions of this section] the owners or private third-

16 party developers to procure the power, renewable energy credits and  
17 capacity produced by the generation facilities at a bundled price and  
18 pursuant to twenty-year contracts. The aggregate ownership for [an]  
19 all electric distribution [company] companies pursuant to this section  
20 shall not exceed [ten] fifty megawatts. The department shall evaluate  
21 such proposals pursuant to sections 16-19 and 16-19e and may approve  
22 one or more of such proposals if it finds that the proposal serves the  
23 long-term interest of ratepayers by providing air quality benefits,  
24 economic development, fuel diversity, energy independence,  
25 improved power reliability or increased price stability. Preference shall  
26 be given to any proposal where the proposed generation facility will  
27 be located on an existing brownfield. The department (1) shall not  
28 approve any proposal supported in any form of cross subsidization by  
29 entities affiliated with the electric distribution company, and (2) shall  
30 give preference to proposals that make efficient use of existing sites  
31 and supply infrastructure. No such company may, under any  
32 circumstances, recover more than the full costs identified in a proposal,  
33 as approved by the department. Nothing in this section shall preclude  
34 the resale or other disposition of energy or associated renewable  
35 energy credits purchased by the electric distribution company,  
36 provided the distribution company shall net the cost of payments  
37 made to projects under the long-term contracts against the proceeds of  
38 the sale of energy or renewable energy credits and the difference shall  
39 be credited or charged to distribution customers through a reconciling  
40 component of electric rates as determined by the authority that is  
41 nonbypassable when switching electric suppliers.

42 (b) (1) The Department of Energy and Environmental Protection  
43 shall conduct two solicitations of owners or private third-party  
44 developers for generation projects that emit no pollutants. The first  
45 solicitation shall be conducted in 2014 and the second solicitation shall  
46 be conducted in 2015, provided such solicitations shall not exceed an  
47 aggregate of fifty megawatts.

48 (2) The electric distribution companies may conduct ongoing

49 solicitations for Class I renewable energy source projects for  
 50 submission to the Department of Energy and Environmental  
 51 Protection pursuant to the project size limitations described in  
 52 subsection (a) of this section until all electric distribution companies  
 53 reach an aggregate limit of fifty megawatts.

54     [(b)] (c) The company shall use the power, capacity and related  
 55 products produced by such facility to meet the needs of customers  
 56 served pursuant to section 16-244c.

57     [(c)] (d) Notwithstanding the provisions of subdivision (1) of  
 58 subsection (h) of section 16-244c, the amount of renewable energy  
 59 produced from such facilities shall be applied to reduce the electric  
 60 distribution company's Class I renewable energy source portfolio  
 61 standard obligations.

62     [(d)] (e) The department shall evaluate the proposals approved  
 63 pursuant to this section and report in accordance with the provisions  
 64 of section 11-4a to the joint standing committee of the General  
 65 Assembly having cognizance of matters relating to energy whether  
 66 proposals shall be accepted beyond July 1, [2013] 2016.

This act shall take effect as follows and shall amend the following sections:
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Section 1	<i>from passage</i>	16-244v
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***Statement of Purpose:***

To (1) increase the megawatt amount of generation facilities using Class I renewable energy sources that an electric distribution company or owner or private third-party developer of a generation project may own, (2) require the Department of Energy and Environmental Protection to conduct solicitations for certain generation projects, and (3) allow the electric distribution companies to conduct solicitations for certain Class I renewable energy source projects.

*[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]*